

Partly cloudy; colder tonight. Tuesday fair, much colder.

The Washington Times

LAST EDITION

NUMBER 4540

WASHINGTON, MONDAY EVENING, NOVEMBER 19, 1906.

PRICE ONE CENT.

WYOMING LAND GRAB BY UNION PACIFIC LAWYER'S CHARGE

Denver Man Claims Millions of Acres in State Secured by Unlawful Means.

ALLEGES OFFICIALS IGNORED HIS PROTEST

Attorney Smith Files Remarkable Statement with Secretary of Interior Accusing High Officials.

A series of most remarkable charges against the conduct of the General Land Office, especially in relation to the Wyoming coal lands that have been turned over to the Union Pacific interests, have been laid before the officials of the Interior Department in a lengthy statement by Artemas J. Smith, a Denver lawyer. Mr. Smith declares that for more than three years he has been trying to get a hearing concerning these matters, but thus far has failed. He recites the history of his endeavors to get the chance to prove, as he says, he can do, that "vast areas of the most valuable coal land in the State of Wyoming have been wrested from the Government by a system so flagrantly ne-

CANAL COMMISSION REORGANIZED BY THE PRESIDENT

Shonts Is Supreme, Stevens in Charge of Actual Work.

A reorganization of the Isthmian Canal Commission has been decided upon by the President, as the result of his visit to the isthmus.

Just prior to his leaving Panama, he signed the necessary order, the text of which has been cabled here and will be made public this afternoon.

Chief Engineer John F. Stevens is made a member of the commission, as is also William T. C. Gorgas, the sanitary expert. Mr. Stevens is placed in direct charge of all the work of actual canal construction on the isthmus.

There will be no one appointed to succeed Judge Magoon as governor of the Canal Zone, but Mr. Reed, who was his principal assistant, becomes the general counsel in charge of all matters concerning the government of the zone, with several assistants in charge of the various departments, such as postal affairs, schools, etc.

The general effect of the order is to make Chairman Shonts, of the canal commission, supreme in charge of all departments of the canal work.

THE WEATHER REPORT.

There were general rains in the East and South and snow in the Southwest and Central West. There were also light local snows in the Northwest.

It will be much colder tonight and Tuesday in the East and South, with continued rains in the south Atlantic and east Gulf States, and possibly some snow in the northern portion of the latter district. In the middle Atlantic States and lower lake region the weather will be partly cloudy, with snow flurries along the lakes.

The following heavy precipitation (in inches) has been reported during the past twenty-four hours: Lynchburg, 1.74; Asheville, 1.04; Birmingham, 1.11; Portland, 1.30; Knoxville, 1.68; Roswell, 1.18; Ansonia, Ala., 1.68; Chattanooga, 1.28.

During the twenty-four hours ending at 5 a. m. Sunday: Cairo, 2.84; Cincinnati, 1.34; Asheville, 1.08; Vicksburg, 1.60; Little Rock, 1.28; Louisville, 2.70; Knoxville, 1.38; Evansville, 1.36; Nashville, 2.40.

Steamers departing today for European ports will have fresh to northwest winds with clearing weather to the Grand Banks.

TEMPERATURE.
5 a. m. Sunday: Cairo, 2.84; Cincinnati, 1.34; Asheville, 1.08; Vicksburg, 1.60; Little Rock, 1.28; Louisville, 2.70; Knoxville, 1.38; Evansville, 1.36; Nashville, 2.40.

DOWNTOWN TEMPERATURE.
(Registered Atlee's Standard Thermometer.)
9 a. m. Sunday: 67
12 noon: 68
1 p. m.: 69
2 p. m.: 69

SUN TABLE.
Sun sets today: 4:45
Sun rises tomorrow: 6:48

TIDE TABLE.
High tide today: 10:33 p. m.
Low tide today: 4:34 p. m.
High tide tomorrow: 11:29 p. m.
Low tide tomorrow: 5:20 a. m., 5:32 p. m.

HARPERS FERRY, W. Va., Nov. 19.
—Both rivers muddy today.

Charges of Fraud Made By Denver Lawyer

That the Union Pacific railway gained patents on millions of acres of valuable lands in Wyoming by crooked means.

That his protests made to Land Office officials were ignored.

That the land agent failed to notify him of an alleged hearing of the charges as promised.

farious as to become a public shame; that the Union Pacific Railway and Coal Company have acquired title to these lands on perjured evidence and outrageously false representations.

Mr. Smith says in 1892 the attention of Special Agent Myndorff, of the land office, was called by Smith to these conditions, and Myndorff made a special report to Commissioner of the Land Office Richards, accompanied by affidavits. Whereupon Myndorff was removed to another district. Acting Commissioner Finkle wrote the register and receiver of the Evanston, Wyo., land office, setting forth the essential parts of the Myndorff statement, and calling for any information that could be given; also directing that no final papers be issued in the matter of these lands unless the proofs be absolutely unquestionable.

Promised an Investigation.

The alleged fraudulent entries were according suspended, and an investigation ordered by the department. Smith was notified, he says, that an investigation would be held, and that he would be notified of the time and place of it.

But he wasn't notified. Long after it was over, he learned that a practically secret hearing was held at Evanston by a special agent detailed for the purpose. Of this remarkable hearing Smith says:

"I am now informed, and upon this information verily I believe, that in July, 1905, a hearing was held at Evanston. That a special agent was detailed to conduct said hearing. That I was not notified of said hearing, nor was any one on my behalf. That the land office at Evanston knew nothing of the hearing. That the said 'special agent designated agent' went to Evanston, and in the office of the attorney for the Union Pacific railroad, held a 'star chamber' proceeding to determine the merits of the case, and that he proved the inaccuracy of my statements, and the falseness of the affidavits filed with Agent Myndorff, in the following manner:

Accused Railroad Company.

"In the night time the Union Pacific Railroad Company transported a load of Union Pacific Coal Company's employees from Rock Springs, and they testified before the said agent and went back from whence they came, and the said special agent made his report, and upon that report these fraudulent entries went to patent, and the patents have been delivered to the Union Pacific Coal Company from the Evanston, Wyo., land office, against my protest, against the report of Special Agent Myndorff, and against law and against justice. The land thus passed to patent and patented lands were procured upon perjured testimony, was paid for by the Union Pacific coal, and is now in the possession of Union Pacific Coal Company and the Union Pacific Railroad Company, as its coadjutor, and is now being worked by the said corporations, and the said corporations are now receiving the profits of the same, and that the said lands are worth millions of dollars, and I, an American citizen, am not even given a hearing and denied the right of petition, granted to me by the Constitution.

Entries Made by Fraud.

"Every one of these patents were issued to men who made the entries fraudulently, who knew they were fraudulent, but who were willing to do the bidding of their masters. The sole purpose was to place within the possession of this gigantic octopus millions of dollars in valuable coal lands, and their purpose was accomplished in the face of a protest secretly presented to the Government, and in whose integrity I repose the most implicit confidence, and in the face of the facts as given under the oaths to Special Agent Myndorff. As an American citizen, I have asked for three years to be heard. I have asked for recognition. I have asked for my day in court. I have been spurned, as a 'friend of the Government.' I have asked for bread and have been given a stone.

Smith was not to be discouraged. He kept on writing letters to the Commissioner of the Land Office and to Secretary Hitchcock and the Evanston land office, trying to get information. Much of the time he received no answers. Here is an excerpt from one letter, which on February 19, last, he addressed to Secretary Hitchcock. Referring to

Protest Too Late.

Smith charges that on the very day his protest reached Washington, accompanied with full evidence to sustain his charges of fraud, the patents to these lands were issued. He demands to know whether they were issued before or after the protest arrived. At any rate, the reply to his protest was that the patents had been issued, and nothing could be done about it. Yet, he says, the patents were not delivered till over a week after the receipt of his protest. And a "school boy in law knows" add Smith, "that an instrument conveying realty is ineffectual until its delivery."

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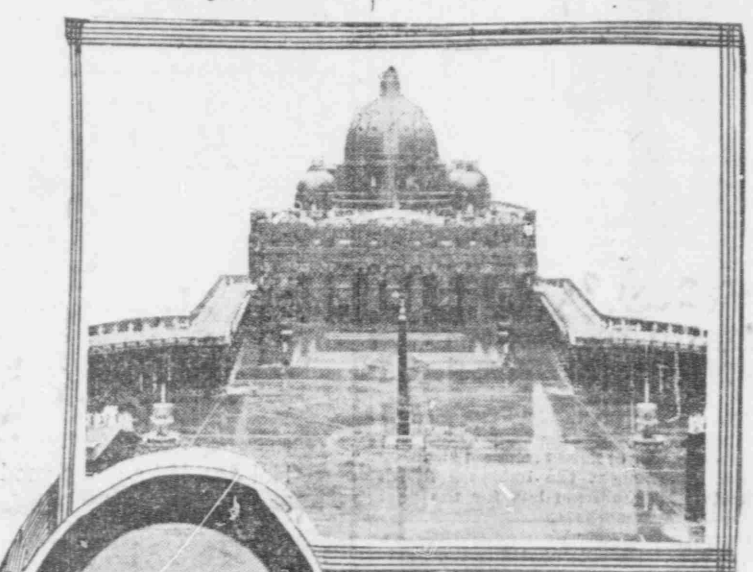
Protest Too Late.

Bomb for Pius X; Rome in a Panic



KING VICTOR EMMANUEL, Whose Life Anarchists Are Said to Have Attempted.

PROF. ADOLFO ROSSI, Assassinated at Naples by Anarchists.



ST. PETER'S, AT ROME, Where Anarchists Made Attempt on Pope's Life.



POPE PIUS X, Who Escaped Death by Anarchists' Plans Miscarrying.

Society in Force Attends Opening of Horse Show

Four Hundred Prancing Animals Participate in Initial Parade.

NEW YORK, Nov. 19.—The annual Horse Show, the event that ushers in New York's society season, was opened with all éclat today at Madison Square Garden. Four hundred horses stepped out on the tankard today in a red-coated bugle blew a long blast on a coaching horn and the parade of horses marked the opening of the show.

Society folk from Frisco to Maine are in the city to attend the exhibition. Dressmakers say that never before has fashion been gown so lavishly and gorgeously as in this show. From over the seas Miss Jean Reid, the daughter of Ambassador Reid, of the court of St. James, has come to take the post of honor in the new event, the Ladies' Four-in-hand Driving Club.

One of the stunning gowns of the Horse Show will be worn by Mrs. J. B. Haggin, a wonderful emerald dress known as Byzantine, popular models of the French dressmaker Callot. The material is liberty satin in an old blue shade with a small round yoke of real point de venise lace from which is a collar of burnt orange velvet.

This year's program shows a decided increase in the number of entries. There are about 1,400 in all. Two classes were judged before noon. First was an elimination trial of twenty-nine saddle horses entered in class 73. The horses selected will compete Tuesday evening.

Fort-nine hunters and jumpers, class 76, also were judged.

Army and Navy Football Game.
Special trains via Pennsylvania railroad, leaving Washington, December 1, 9 a. m., running through to Franklin Field, Philadelphia. Returning leave Franklin Field at close of game. Dining car, parlor cars, and vestibule coaches. Round trip Pullman tickets on sale. Excursion tickets, good on all trains November 20 and December 1 up to and including special train, and good returning until December 3, inclusive, sold at rate of \$3.40.—Adv.

Forty-Five Lose Lives IN WRECK ON PUGET SOUND

MAN AT THE WHEEL CRAZY, SAYS CAPTAIN OF THE SHIP

It was a case of criminal carelessness. Why the pilot of the Dix should have attempted to cross the Jeanie's bow is something I cannot see. The Jeanie had the right of way. She was right on her course. We were right astern and had no business trying to run around her bow. The man must have been crazy. I had no opportunity to see what he was doing. I have never seen such a case of criminal recklessness as this man displayed. He acted as though he wanted to lose the ship and all aboard.—Captain Lermond, of the wrecked steamer.

Lord Westmoreland To Sue For Divorce; Names an American

Violent Scene With Countess in Which He Accuses Her of Receiving Attention From Well-Known Multi-Millionaire.

NEW YORK, Nov. 19.—All New York was first amazed, and then shocked, and finally set its tongue wagging in a furor of gossip today over the cablegrams from London and Paris telling of an international rumpus in the British peerage, which it is said is expected to result in a suit by Lord Westmoreland to divorce his countess, one of the most beautiful women in England, and lady-in-waiting to the Queen.

The man in the case, it is said, is an Anglo-American multi-millionaire, one of the largest holders of realty in New York, now a widower in the prime of life, whose two children both married happily against his wishes.

The Countess of Westmoreland, who was separated from her husband after his sensational advertisement in the London newspapers that he would not pay any more of her debts, recently became the possessor of a \$1,250,000 set of diamond ornaments. Lord Westmoreland asked for an explanation, which was not forthcoming, and the reports of impending divorce proceedings followed.

During the last summer the countess rented a country house close to the magnificent castle of the multi-millionaire on the Thames.

Brilliant Startle Society.

But when, subsequently, the countess appeared at an ultra fashionable London function with her throat and arms ablaze with the million and a quarter in brilliants, which even in the wildest bursts of generosity her husband could not have given her, London society did more than arch its eyebrows.

So did Lord Westmoreland, according to some of the clubmen who enjoy his confidence. Lord Westmoreland repaired to the town residence of his wife and there followed what is described as a terrible scene. Lord Westmoreland demanded where the countess got the jewels which she had worn, and in spite of his anger and even rage the countess would make no explanation.

It is said by some that Lord Westmoreland accused the countess of having accepted the jewels from the multi-millionaire who is to be named in the expected divorce suit, but even then she made no reply to the accusation.

Superintendent Chancellor, of the public schools, is laboring under a misapprehension regarding the supposed adoption of the order granting him \$200 expense money for his contemplated trip to the colored institutions of learning in the South, according to a statement issued by Commissioner West this morning. Not only is Dr. Chancellor wrong in the conclusion that the Commissioners seek to deny him the sum asked for, but quite to the contrary, Commissioner West states they are in hearty accord with the object of the local instructor's trip, and promptly approved it when presented by the Board of Education. The only question raised at any time, Commissioner West adds, was as to whether the proposed expenditure was entirely legal, and if so, how the Comptroller of the Treasury would direct that it be paid.

While declining to comment on Dr. Chancellor's indignant utterances, in which the school superintendent refused to adopt the order, Commissioner West declared that he had no apologies to make for exercising what was the proper watchfulness and caution regarding the expenditure of public money.

Giving the following statement as the correct version of the affair, Commissioner West says:

"I have in the matter of the order for Dr. Chancellor's trip South may be briefly stated. When the resolution adopted by the Board of Education was presented to the Commissioners I conferred with Auditor Garrison as to the payment of the expenses out of the contingent fund and was informed that if the Commissioners approved the journey the expenditure would be allowed. I at once made a motion agreeing to the order, which was promptly approved by the Commissioners. Last Saturday morning Auditor Garrison brought to my attention a decision of the Comptroller of the Treasury, of which he had not been cognizant at the time of the order, which would have raised the question whether the account would be allowed by the Treasury Department. In the absence of the Comptroller, I adopted by the Board of Education the order, which allowed Dr. Chancellor's trip, which was promptly approved by the Commissioners. 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